

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

583A0814

HOUSE CONCURRENT RESOLUTION NO. 1011

Introduced by: Representatives Gabriel, Brown (Richard), Cutler, Koskan, Pederson (Gordon),
and Schrempp and Senators Rounds, Benson, Valandra, and Vitter

1 A CONCURRENT RESOLUTION, Memorializing Congress to fully fund federal impact aid to
2 local school districts.

3 WHEREAS, the Congress of the United States, acknowledging the fiscal burden placed on
4 local educational agencies by the loss of revenue from traditional funding sources such as
5 property, sales, and income taxes resulting from a federal presence, in 1950 enacted Public Law
6 81-874 and Public Law 81-815 authorizing the Impact Aid Program that was reauthorized in
7 1994 as Sections 8002 and 8003 of Title VIII of Public Law 103-382 (20 U.S.C. Section 236
8 and following); and

9 WHEREAS, federal impact aid is funding provided to a local school district in lieu of taxes
10 not paid by the federal government, the largest owner of land in the State of South Dakota, and
11 certain federal employees and to compensate for revenues the local community would collect if
12 the land did not belong to the federal government; and

13 WHEREAS, unlike other federally funded education programs, federal impact aid is not a
14 program designed to respond to a social need or provide supplemental state and local funding
15 but is a program designed to help cover basic education costs; and

1 WHEREAS, federal impact aid is a program that imposes no federal requirements, but allows
2 for local control; and

3 WHEREAS, federal impact aid is funding that goes directly to the local agency for the
4 general support of the education program for all students as determined by the local educational
5 agency without burdensome bureaucratic costs; and

6 WHEREAS, there are 45 South Dakota school districts serving approximately 27,335
7 students located throughout the state with approximately 6,235 federally connected children who
8 depend on the federal impact aid to provide the federal government's share of support for the
9 education of the federally connected child and land and force districts to curtail services to all
10 children; and

11 WHEREAS, the withdrawal of federal impact aid funding would result in state and local
12 taxpayers subsidizing the education of the federally connected child; and

13 WHEREAS, South Dakota and its citizens are struggling to overcome a severe economic
14 crisis; and

15 WHEREAS, the federal government's financial support for South Dakota's federally
16 connected child and federal presence has declined below the 1981 level of funding although the
17 numbers of children in the educational system and federal acres has not:

18 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Seventy-
19 second Legislature of the State of South Dakota, the Senate concurring therein, that the
20 Legislature of the State of South Dakota proclaims its support for the maintenance and full
21 funding of federal impact aid to local school districts and respectfully memorializes the President
22 and Congress of the United States to uphold the responsibility of the federal government to
23 provide funding to local school districts impacted by a federal presence.